IN THE HIGH COURT OF JUDICATURE AT PATNA
Cr.Misc. No.45493 of 2008
JUMMA SHAH
Versus
STATE OF BIHAR

02/ 27-11-2008 Heard Mr. Raghav Prasad, Advocate for the petitioner and learned A.P.P. for the State.

Four persons were caught by the Police and from the possession of the petitioner two live cartridges of .315 bore were recovered. The four persons and another as per the prosecution story while making preparation for committing dacoity were apprehended for which there is a separate case under Sections 399, 402 and 414 IPC.

As regards the recovery of the arms from the possession of the petitioner in the present case, this Court is not inclined to direct him to be released on bail. However, If the trial of the petitioner is not concluded within a period of one year from the date he was first remanded in Gopalganj P.S. Case No. 89 of 2008 the C.J.M., Gopalganj shall release the petitioner on bail on his furnishing a bond to his own satisfaction.

With the above observation the petition is dismissed.

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S.Sb/- **(Dharnidhar Jha, J.)**